Application No. 10/053,931 Election dated October 22, 2003 Reply to Office Action of July 25, 2003

<u>REMARKS</u>

Claims 8 - 14 are pending in the application. Claims 1-7 have been cancelled without prejudice.

Responsive to the Office Action dated July 25, 2003, Applicants elect without traverse the claims in Group II, namely, Claims 8-14 drawn to a method of preparing a femur to receive a femoral stem. Applicants reserve the right to file one or more divisional patent applications taking up the non-elected claims.

It is believed that the above represents a complete response to the Official Action and reconsideration is requested.

In the event Applicant has overlooked the need for an extension of time or payment of fee, Applicant hereby petitions therefor and authorizes that any charges be made to Deposit Account No. 02-0385, BAKER & DANIELS.

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If any questions concerning this application should arise, the Examiner is encouraged to telephone the undersigned at 219/424-8000.

Respectfully submitted,

Michael D. Schwartz Registration No. 44,326

Attorney for Applicant

MS/pas Enclosure(s): Postcard

BAKER & DANIELS 111 E. Wayne Street, Suite 800 Fort Wayne, IN 46802 Telephone: 219-424-8000

Facsimile: 219-460-1700

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER OF PATENTS, WASHINGTON, DC 20231, on: October 22, 2003

MICHAEL D. SCHWARTZ, NO.44,326_

NAME OF REGISTERED REPRESENTATIVE

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October 22, 2003

DATE